

Remarks

The Examiner's Office action mailed June 21, 2007, which rejected pending claims 1-32 and 49, has been reviewed. Claims 33-48 have been withdrawn. In view of the following remarks, Applicants respectfully submit that the application is in condition for allowance.

The Examiner rejected claims 1, 5, 19, and 49 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 11 and 99 of U.S. Patent No. 6,343,290, issued to Cossins et al. ("Cossins"), in view of U.S. Patent No. 6,625,132, issued to Boettger et al. ("Boettger").

Applicants file herewith a terminal disclaimer under 37 C.F.R. 1.321. Since the present application and Cossins are commonly owned, Applicants believe the application is in condition for allowance.

Further, all reasons for patentability of the independent and dependent claims have not necessarily been discussed herein. No implication or construction should be made therefore.

Applicants have no further remarks with regard to any references cited by the Examiner and made of record, whether or not acted upon by the Examiner in the action's rejections, even if specifically identified in the action or any other paper or written or verbal communication. No implication or construction should be drawn about any review of the same by Applicants or Applicants' attorney.

Based on the foregoing, it is submitted that the Applicants' invention as defined by the claims is patentable over the references of record. Issuance of a Notice of Allowance is solicited.

Applicants' attorney welcomes the opportunity to discuss the case with the Examiner in the event that there are any questions or comments regarding the response or the application.

This is intended to be a complete response to the Examiner's Office action mailed on June 21, 2007.

Respectfully Submitted,

Polsinelli Shalton Flanigan Suelthaus PC

/James M. Stipek/

James M. Stipek, Reg. No 39,388
Polsinelli Shalton Flanigan Suelthaus PC
700 W. 47th Street, Suite 1000
Kansas City, MO 64112
Tel: (816) 360-4191/Fax: (816) 753-1536
Attorney for Applicant(s)